

JFW



PATENT  
Customer No. 22,852  
Attorney Docket No. 04329.2459-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
Yukihiro USHIKU ) Group Art Unit: 2824  
)  
Application No.: 10/807,303 ) Examiner: Menz, Douglas M.  
)  
Filed: March 24, 2004 )  
)  
For: SEMICONDUCTOR DEVICE AND )  
METHOD OF MANUFACTURING )  
THE SAME )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. § 1.97(c)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicant brings to the attention of the Examiner the documents listed on the attached PTO-SB-08 form. Applicant files this Information Disclosure Statement (IDS) after the period set forth in 37 C.F.R. § 1.97(b), but before the mailing date of either a Final action, Quayle action, or a Notice of Allowance, to the undersigned representative's knowledge at the time of filing this IDS. This IDS supplements the IDS filed on March 24, 2004.

Under the provisions of 37 C.F.R. § 1.97(c), this Supplemental Information Disclosure Statement includes the following certification as specified by § 1.97(e): The documents listed in this Information Disclosure Statement were first cited in a Japanese Patent Office Action mailed by the Japanese Patent Office on November 10, 2004, in a counterpart foreign application, and this Information Disclosure Statement is being filed within three months of the mailing date of

that communication. Applicant encloses a copy of the Japanese Patent Office Action and its English translation.

Applicant attaches copies of the listed documents. Applicant respectfully requests that the Examiner consider the listed documents and indicate their consideration by making appropriate notation on the attached form.

In lieu of a statement of relevance or full translation of the non-English documents, Applicant encloses the English language version of the attached Japanese Patent Office Action, entitled "Notification of Reasons for Rejection," mailed on November 10, 2004, in the counterpart Japanese application, citing and setting forth the relevance of the attached documents.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any or all of the documents as prior art against any claims in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

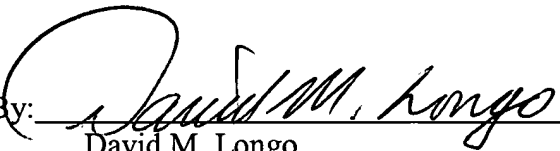
Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: February 8, 2005

By:   
David M. Longo  
Reg. No. 53,235

IDS Form PTO/SB/08: Substitute for form 1449A/PTO  <div style="text-align: center; font-weight: bold; font-size: 1.2em;">           INFORMATION DISCLOSURE STATEMENT BY APPLICANT         </div> <p style="text-align: center; font-size: 0.8em;">(Use as many sheets as necessary)</p>				Complete if Known	
		Application Number	10/807,303		
		Filing Date	March 24, 2004		
		First Named Inventor	Yukihiro USHIKU		
		Art Unit	2824		
		Examiner Name	Menz, Douglas M.		
Sheet	1	of	1	Attorney Docket Number	04329.2459-01

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. <sup>1</sup>	Document Number Number-Kind Code <sup>2</sup> (if known)	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

**Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004**

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation <sup>6</sup>
		JP 3-129765	06/03/1991	Japan		No
		JP 3-142952	06/18/1991	Japan		No
		JP 6-163677	06/10/1994	Japan		No
		JP 8-167646	06/25/1996	Japan		No
		JP 9-135030	05/20/1997	Japan		No

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation <sup>6</sup>
		Notification of Reasons for Rejection issued by Japanese Patent Office mailed November 10, 2004 in Japanese counterpart application No. 11-327916, and English translation of Notice	Yes

Examiner Signature		Date Considered	
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**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.